

SUPERIOR COURT
OF THE
DISTRICT OF COLUMBIA

Holding a Criminal Term
Grand Jury Sworn in on November 26, 2012

THE UNITED STATES OF AMERICA

v.

KEVIN CHARLES,
also known as "K Weezy"
PDID: 661-548

JOHNNIE HARRIS,
also known as JAMES HARRIS
also known as "JR"
PDID: 620-312

ANTHONY HATTON,
also known as "Tony"
PDID: 585-225

STANLEY MOGHALU,
also known as "Smoke"
PDID: 646-053

JEKWAN SMITH,
also known as "Kwan"
PDID: 550-901

DELRICO SHUFORD ✓
also known as "Reds"
also known as "Rico"
PDID: 634-044
DCTN: U13000671

Criminal Nos: 2012-CF1-7929

2012-CF1-7926

2011-CF1-16685

2012-CF1-7932

2011-CF1-20386

GJO

Violation:

22 D.C. Code, Section 1805(a);

22 D.C. Code, Section 4504(a)

22 D.C. Code, Sections 401, 4502;

22 D.C. Code, Section 4504(b);

22 D.C. Code Section 4503(a)(1);

22 D.C. Code, Sections 2101, 4502;

22 D.C. Code, Sections 2101, 2104.01(b)(9),

4502;

22 D.C. Code, Section 722(a)(6);

7 D.C. Code, Section 2502.01(a);

7 D.C. Code, Section 2506.01(3)(2001 ed.)

(Conspiracy; Unlawful Possession of a
Firearm; Carrying a Pistol Without a License
(Outside Home or Place of Business);

Assault With Intent to Kill While Armed;

Possession of a Firearm During Crime of

Violence or Dangerous Offense; First

Degree Murder While Armed

(Premeditated); First Degree Murder While

Armed (Premeditated) With Aggravating

Circumstances; Obstructing Justice;

Unlawful Possession of Ammunition)

2013 CF1 000500 ✓

The Grand Jury charges,

FIRST COUNT:

The Conspiracy

Between in or about June 2011 and in or about May 2012, within the District of Columbia and elsewhere, Kevin Charles, also known as "K Weezy," Johnnie Harris, also known as James Harris, also known as "JR," Anthony Hatton, also known as "Tony," Stanley Moghalu, also known as "Smoke," Jekwan Smith, also known as "Kwan," Delrico Shuford, also known as "Reds," also known as "Rico," and other persons whose identities are known and unknown to the Grand Jury, who are members of a crew referred to by many names, to include 21st and Vietnam, 21st and Maryland, 21st and I, but which will be referred to for purposes of this indictment as 21st and Vietnam, did knowingly and willfully combine, conspire, confederate, and agree together to assault and kill anyone whose interests were contrary to those of the defendants and their associates, to include members and associates of rival crews, and also in order to safeguard and protect their members and base of operations and to obstruct justice, in violation of 22 D.C. Code Sections 401, 402, 2101, 2103 and 4502.

Objects

The principal goals and purposes of this conspiracy were for the co-conspirators, including defendants Kevin Charles, also known as "K Weezy," Johnnie Harris, also known as James Harris, also known as "JR," Anthony Hatton, also known as "Tony," Stanley Moghalu, also known as "Smoke," Jekwan Smith, also known as "Kwan," and Delrico Shuford, also known as "Reds," also known as "Rico," and other persons whose identities are known and unknown to the Grand Jury, to:

- (1) assault and kill anyone whose interests were contrary to those of 21st and Vietnam, particularly members and associates of rival crews;
- (2) safeguard and protect their members and their turf and base

of operations, which were centered in the area of the 800 to 1100 blocks of 21st Street, N.E., Washington, D.C., within which area the crew engaged in illegal activities including the distribution of narcotics; and (3) hinder and prevent efforts by law enforcement to investigate, arrest and prosecute, for their illegal activities, members and associates of 21st and Vietnam.

Manner and Means

The ways, manner, and means by which members of 21st and Vietnam, to include defendants Kevin Charles, also known as "K Weezy," Johnnie Harris, also known as James Harris, also known as "JR," Anthony Hatton, also known as "Tony," Stanley Moghalu, also known as "Smoke," Jekwan Smith, also known as "Kwan," and Delrico Shuford, also known as "Reds," also known as "Rico," and other persons whose identities are known and unknown to the Grand Jury, acted in order to safeguard and protect the members and their turf and base of operations, which were centered in the area of the 800 to 1100 blocks of 21st Street, N.E., Washington, D.C., from rival crews and law enforcement include but are not limited to:

1. Members and associates of 21st and Vietnam promoted and enhanced their status within the crew by committing acts of violence, to include assaults and murders.
2. Members and associates of 21st and Vietnam engaged in acts of violence against rival crews and their associates and persons whose interests were determined to be contrary to the interests of 21st and Vietnam.
3. Members and associates of 21st and Vietnam often possessed and carried firearms and also shared the possession of firearms.

4. Members and associates of 21st and Vietnam often stored, secreted and kept firearms in residences and places not belonging to them so that they would be readily available for their members and associates to use and also to protect against the seizure of their firearms by law enforcement.

5. Members of 21st and Vietnam obstructed justice in order to prevent the arrest, successful prosecution, and incarceration of its members by:

a. Using intimidation, threats, and violence to dissuade others from cooperating with law enforcement;

b. Corruptly persuading, encouraging, and soliciting others to provide false testimony in official proceedings;

c. Retaliating against anyone believed to be assisting law enforcement officials in the investigation into and prosecution of members and associates of 21st and Vietnam;

d. Warning members and associates that they were being investigated by law enforcement and that criminal charges were likely to be placed against them.

6. Members of 21st and Vietnam possessed, distributed and facilitated the sale of narcotics by each other to the exclusion of other persons in the area centered around the 800 to 1100 blocks of 21st Street, N.E., Washington, D.C.

Overt Acts

In furtherance of the conspiracy, and in order to affect the object thereof, members and associates of 21st and Vietnam, to include defendants Kevin Charles, also known as "K Weezy," Johnnie Harris, also known as James Harris, also known as "JR," Anthony Hatton, also known as "Tony," Stanley Moghalu, also known as "Smoke," Jekwan Smith, also known as "Kwan," and Delrico Shuford, also known as "Reds," also known as "Rico," and other persons whose identities

are both known and unknown to the Grand Jury, alone and in various combinations, in the District of Columbia and elsewhere, directly and indirectly, committed overt acts including, but not limited to, the following:

1. On or about June 18, 2011, Stanley Moghalu, also known as "Smoke," possessed a firearm.

2. In or about August 2011, within the District of Columbia, Anthony Hatton, also known as "Tony," fired gunshots at Ed Thomas, whom he believed to be a member of E Street, a rival crew.

3. On or about August 29, 2011, within the District of Columbia, Delrico Shuford, also known as "Reds," also known as "Rico," requested Anthony Hatton, also known as "Tony," to help confront members of E Street, a rival crew.

4. On or about August 29, 2011, within the District of Columbia, Anthony Hatton, also known as "Tony," armed himself with a firearm in response to the request referred to in overt act 3, above.

5. On or about August 29, 2011, within the District of Columbia, Anthony Hatton, also known as "Tony," and Delrico Shuford, also known as "Reds," also known as "Rico," shot and killed Tyrell Fogle, believed to be a member of E Street, a rival crew.

6. On or about September 24, 2011, Jekwan Smith, also known as "Kwan," Johnnie Harris, also known as James Harris, also known as "JR," and other persons whose identities are known and unknown to the grand jury, shot and killed Isaiah Sheffield, believed to be a member or associate of E Street, a rival crew.

7. On or about December 2, 2011, Kevin Charles, also known as "K Weezy," Johnnie Harris, also known as James Harris, also known as "JR," and other persons whose identities are known and unknown to the grand jury, discussed shooting Steven Moore.

8. On or about December 3, 2011, Johnnie Harris, also known as James Harris, also known as "JR," Stanley Moghalu, also known as "Smoke," and other persons whose identities are known and unknown to the grand jury, shot and killed Steven Moore.

9. On or about March 8, 2012, Johnnie Harris, also known as James Harris, also known as "JR," recorded a conversation he had with his attorney and Assistant United States Attorneys regarding the ongoing investigation of members and associates of 21st and Vietnam so that he could warn members and associates they were being investigated and that they were likely to be charged with criminal offenses.

10. Between in or about March 2012 and in or about April 2012, Johnnie Harris, also known as James Harris, also known as "JR," attempted to play the recorded conversation described in overt act 9, above, for the benefit of other members and associates of 21st and Vietnam.

11. Between in or about June 2011 and in or about May 2012, Kevin Charles, also known as "K Weezy," Johnnie Harris, also known as James Harris, also known as "JR," Anthony Hatton, also known as "Tony," Stanley Moghalu, also known as "Smoke," Jekwan Smith, also known as "Kwan," and Delrico Shuford, also known as "Reds," also known as "Rico," distributed narcotics, primarily crack cocaine and marijuana, within the area of the 800 to 1100 blocks of 21st Street, N.E., Washington, D.C.

(Conspiracy to Commit a Crime of Violence, in violation of 22 D.C. Code, Section 1805(a) (2001 ed.))

SECOND COUNT:

On or about June 18, 2011, within the District of Columbia, Stanley Moghalu, also known as "Smoke," previously having been convicted in any court of a crime punishable by imprisonment for a term exceeding one year, owned, kept and had within his control, a firearm. (Unlawful Possession of a Firearm, in violation of 22 D.C. Code Section 4503(a)(1) (2001 ed.))

THIRD COUNT:

On or about June 18, 2011, within the District of Columbia, Stanley Moghalu, also known as "Smoke," previously having been convicted of a felony or a violation of this section, did carry, openly and concealed on or about his person, in a place other than his dwelling place, place of business or on other land possessed by him, a pistol, without a license issued pursuant to law. (Carrying a Pistol Without a License (Outside Home or Place of Business), in violation of 22 D.C. Code, Section 4504(a) (2001 ed.))

FOURTH COUNT:

In or about August 2011, within the District of Columbia, Anthony Hatton, also known as "Tony," while armed with a firearm, assaulted Ed Thomas with intent to kill. (Assault With Intent to Kill While Armed, in violation of 22 D.C. Code, Sections 401, 4502 (2001 ed.))

FIFTH COUNT:

In or about August 2011, within the District of Columbia, Anthony Hatton, also known as "Tony," did possess a firearm while committing the crime of assault with intent to kill as set forth in the fourth count of this indictment. (Possession Of a Firearm During Crime Of Violence Or Dangerous Offense, in violation of 22 D.C. Code, Section 4504(b) (2001 ed.))

SIXTH COUNT:

In or about August 2011, within the District of Columbia, Anthony Hatton, also known as "Tony," did carry, openly and concealed on or about his person, in a place other than his dwelling place, place of business or on other land possessed by him, a pistol, without a license issued pursuant to law. (Carrying a Pistol Without a License (Outside Home or Place of Business), in violation of 22 D.C. Code, Section 4504(a) (2001 ed.))

SEVENTH COUNT:

Anthony Hatton, also known as "Tony," and Delrico Shuford, also known as "Reds," also known as "Rico," within the District of Columbia, while armed with a firearm, purposely and with deliberate and premeditated malice, killed Tyrell Fogle by shooting him with a firearm, on or about August 29, 2011, thereby causing injuries from which Tyrell Fogle died on or about August 29, 2011. (First Degree Murder While Armed (Premeditated), in violation of 22 D.C. Code, Sections 2101, 4502 (2001 ed.))

EIGHTH COUNT:

On or about August 29, 2011, within the District of Columbia, Anthony Hatton, also known as "Tony," and Delrico Shuford, also known as "Reds," also known as "Rico," did possess a firearm while committing the crime of first degree murder while armed as set forth in the seventh count of this indictment. (Possession Of a Firearm During Crime Of Violence Or Dangerous Offense, in violation of 22 D.C. Code, Section 4504(b) (2001 ed.))

NINTH COUNT:

On or about August 29, 2011, within the District of Columbia, Delrico Shuford, also known as "Reds," also known as "Rico," previously having been convicted in any court of a crime punishable by imprisonment for a term exceeding one year, owned, kept and had within his control, a firearm. (Unlawful Possession of a Firearm, in violation of 22 D.C. Code Section 4503(a)(1) (2001 ed.)) 4

TENTH COUNT:

On or about August 29, 2011, within the District of Columbia, Delrico Shuford, also known as "Reds," also known as "Rico," previously having been convicted of a felony or a violation of this section, did carry, openly and concealed on or about his person, in a place other than his dwelling place, place of business or on other land possessed by him, a pistol, without a license issued pursuant to law. (Carrying a Pistol Without a License (Outside Home or Place of Business), in violation of 22 D.C. Code, Section 4504(a) (2001 ed.)) 5

ELEVENTH COUNT:

On or about August 29, 2011, within the District of Columbia, Anthony Hatton, also known as "Tony," did carry, openly and concealed on or about his person, in a place other than his dwelling place, place of business or on other land possessed by him, a pistol, without a license issued pursuant to law. (Carrying a Pistol Without a License (Outside Home or Place of Business), in violation of 22 D.C. Code, Section 4504(a) (2001 ed.))

TWELFTH COUNT:

Jekwan Smith, also known as "Kwan," Johnnie Harris, also known as James Harris, also known as "JR," and other persons whose identities are known and unknown to the grand jury, within the District of Columbia, while armed with a firearm, purposely and with deliberate and premeditated malice, killed Isaiah Sheffield by shooting him with a firearm, on or about September 24, 2011, thereby causing injuries from which Isaiah Sheffield died on or about September 24, 2011. (First Degree Murder While Armed (Premeditated), in violation of 22 D.C. Code, Sections 2101, 4502 (2001 ed.))

THIRTEENTH COUNT:

On or about September 24, 2011, within the District of Columbia, Jekwan Smith, also known as "Kwan," and Johnnie Harris, also known as James Harris, also known as "JR," did possess a firearm while committing the crime of first degree murder while armed as set forth in the twelfth count of this indictment. (Possession Of a Firearm During Crime Of Violence Or Dangerous Offense, in violation of 22 D.C. Code, Section 4504(b) (2001 ed.))

FOURTEENTH COUNT:

On or about September 24, 2011, within the District of Columbia, Jekwan Smith, also known as "Kwan," and Johnnie Harris, also known as James Harris, also known as "JR," previously having been convicted in any court of a crime punishable by imprisonment for a term exceeding one year, owned, kept and had within his control, a firearm. (Unlawful Possession of a Firearm, in violation of 22 D.C. Code Section 4503(a)(1) (2001 ed.))

FIFTEENTH COUNT:

On or about September 24, 2011, within the District of Columbia, Jekwan Smith, also known as "Kwan," and Johnnie Harris, also known as James Harris, also known as "JR," previously having been convicted of a felony or a violation of this section, did carry, openly and concealed on or about his person, in a place other than his dwelling place, place of business or on other land possessed by him, a pistol, without a license issued pursuant to law. (Carrying a Pistol Without a License (Outside Home or Place of Business), in violation of 22 D.C. Code, Section 4504(a) (2001 ed.))

SIXTEENTH COUNT:

Kevin Charles, also known as "K Weezy," Johnnie Harris, also known as James Harris, also known as "JR," Stanley Moghalu, also known as "Smoke," and others persons whose identities are known and unknown to the grand jury, within the District of Columbia, while armed with a firearm, purposely and with deliberate and premeditated malice, killed Steven Moore by shooting him with a firearm, on or about December 3, 2011, thereby causing injuries from which Steven Moore died on or about December 3, 2011. (First Degree Murder While Armed (Premeditated), in violation of 22 D.C. Code, Sections 2101, 4502 (2001 ed.))

The Grand Jury Further Charges:

At the time of the murder set forth in the sixteenth count of the indictment, the following aggravating circumstance existed: the murder was committed because Steven Moore was capable of providing assistance in a criminal investigation or judicial proceeding. (First Degree Murder While Armed (Premeditated) With Aggravating Circumstances, in violation of 22 D.C. Code, Sections 2101, 2104.01(b)(9), 4502 (2001 ed.))

SEVENTEENTH COUNT:

On or about December 3, 2011, within the District of Columbia, Kevin Charles, also known as "K Weezy," Johnnie Harris, also known as James Harris, also known as "JR," Stanley Moghalu, also known as "Smoke," and others whose identities are known and unknown to the grand jury, did corruptly and by threats of force, obstruct, impede, or endeavor to obstruct and impede the due administration of justice in an official proceeding. (Obstructing Justice, in violation of 22 D.C. Code, Section 722(a)(6) (2001 ed.))

EIGHTEENTH COUNT:

On or about December 3, 2011, within the District of Columbia, Johnnie Harris, also known as James Harris, also known as "JR," and Stanley Moghalu, also known as "Smoke," did possess a firearm while committing the crime of first degree murder while armed with aggravating circumstances as set forth in the sixteenth count of this indictment. (Possession Of a Firearm During Crime Of Violence Or Dangerous Offense, in violation of 22 D.C. Code, Section 4504(b) (2001 ed.))

NINETEENTH COUNT:

On or about December 3, 2011, within the District of Columbia, Johnnie Harris, also known as James Harris, also known as "JR," and Stanley Moghalu, also known as "Smoke," previously having been convicted in any court of a crime punishable by imprisonment for a term exceeding one year, owned, kept and had within his control, a firearm. (Unlawful Possession of a Firearm, in violation of 22 D.C. Code Section 4503(a)(1) (2001 ed.))

TWENTIETH COUNT:

On or about December 3, 2011, within the District of Columbia, Johnnie Harris, also known as James Harris, also known as "JR," and Stanley Moghalu, also known as "Smoke," previously having been convicted of a felony or a violation of this section, did carry, openly and concealed on or about his person, in a place other than his dwelling place, place of business or on other land possessed by him, a pistol, without a license issued pursuant to law. (Carrying a Pistol Without a License (Outside Home or Place of Business), in violation of 22 D.C. Code, Section 4504(a) (2001 ed.))

TWENTY FIRST COUNT:

On or about December 3, 2011, within the District of Columbia, Stanley Moghalu, also known as "Smoke," previously having been released pursuant to the provisions of Title 23 of the District of Columbia Code in Superior Court Case Number 2011-CF2-11408, committed while so released the crime of first degree murder while armed, a felony, as set forth in the sixteenth count of this indictment. (Offenses Committed During Release, in violation of 23 D.C. Code, Section 1328(a)(1)).

TWENTY SECOND COUNT:

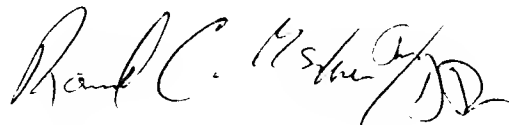
Between in or about March 2012 and in or about April 2012, within the District of Columbia, Johnnie Harris, also known as James Harris, also known as "JR," did corruptly and by threats of force, obstruct, impede, or endeavor to obstruct and impede the due administration of justice in an official proceeding. (Obstructing Justice, in violation of 22 D.C. Code, Section 722(a)(6) (2001 ed.))

TWENTY THIRD COUNT:

On or about May 9, 2012, within the District of Columbia, Kevin Charles, also known as "K Weezy," did possess a certain pistol, without being the holder of a valid registration certificate. (Possession Of Unregistered Firearm, in violation of 7 D.C. Code, Section 2502.01(a) (2001 ed.))

TWENTY FOURTH COUNT:

On or about May 9, 2012, within the District of Columbia, Kevin Charles, also known as "K Weezy," did possess ammunition without being the holder of a valid registration certificate for a firearm. (Unlawful Possession Of Ammunition, in violation of 7 D.C. Code, Section 2506.01(3) (2001 ed.))



RONALD C. MACHEN JR.
United States Attorney
in and for the District of Columbia

A TRUE BILL:



Foreperson

SUPERIOR COURT
OF THE
DISTRICT OF COLUMBIA

Holding a Criminal Term
Grand Jury Sworn in on November 26, 2012

THE UNITED STATES OF AMERICA

v.

KEVIN CHARLES,
also known as "K Weezy"
PDID: 661-548

JOHNNIE HARRIS,
also known as JAMES HARRIS
also known as "JR"
PDID: 620-312

ANTHONY HATTON,
also known as "Tony"
PDID: 585-225

STANLEY MOGHALU,
also known as "Smoke"
PDID: 646-053

JEKWAN SMITH,
also known as "Kwan"
PDID: 550-901

DELRICO SHUFORD
also known as "Reds"
also known as "Rico"
PDID: 634-044

DCTN: U13000671

Criminal Nos: 2012-CF1-7929

2012-CF1-7926

2011-CF1-16685

2012-CF1-7932

2011-CF1-20386

GJO

Violation:

22 D.C. Code, Section 1805(a);

22 D.C. Code, Section 4504(a)

22 D.C. Code, Sections 401, 4502;

22 D.C. Code, Section 4504(b);

22 D.C. Code Section 4503(a)(1);

22 D.C. Code, Sections 2101, 4502;

22 D.C. Code, Sections 2101, 2104.01(b)(9),

4502;

22 D.C. Code, Section 722(a)(6);

7 D.C. Code, Section 2502.01(a);

7 D.C. Code, Section 2506.01(3)(2001 ed.)

(Conspiracy; Unlawful Possession of a

Firearm; Carrying a Pistol Without a License

(Outside Home or Place of Business);

Assault With Intent to Kill While Armed;

Possession of a Firearm During Crime of

Violence or Dangerous Offense; First

Degree Murder While Armed

(Premeditated); First Degree Murder While

Armed (Premeditated) With Aggravating

Circumstances; Obstructing Justice;

Unlawful Possession of Ammunition)

2013 CF1 000500 ✓

The Grand Jury charges,

FIRST COUNT:

The Conspiracy

Between in or about June 2011 and in or about May 2012, within the District of Columbia and elsewhere, Kevin Charles, also known as "K Weezy," Johnnie Harris, also known as James Harris, also known as "JR," Anthony Hatton, also known as "Tony," Stanley Moghalu, also known as "Smoke," Jekwan Smith, also known as "Kwan," Delrico Shuford, also known as "Reds," also known as "Rico," and other persons whose identities are known and unknown to the Grand Jury, who are members of a crew referred to by many names, to include 21st and Vietnam, 21st and Maryland, 21st and I, but which will be referred to for purposes of this indictment as 21st and Vietnam, did knowingly and willfully combine, conspire, confederate, and agree together to assault and kill anyone whose interests were contrary to those of the defendants and their associates, to include members and associates of rival crews, and also in order to safeguard and protect their members and base of operations and to obstruct justice, in violation of 22 D.C. Code Sections 401, 402, 2101, 2103 and 4502.

Objects

The principal goals and purposes of this conspiracy were for the co-conspirators, including defendants Kevin Charles, also known as "K Weezy," Johnnie Harris, also known as James Harris, also known as "JR," Anthony Hatton, also known as "Tony," Stanley Moghalu, also known as "Smoke," Jekwan Smith, also known as "Kwan," and Delrico Shuford, also known as "Reds," also known as "Rico," and other persons whose identities are known and unknown to the Grand Jury, to:

(1) assault and kill anyone whose interests were contrary to those of 21st and Vietnam, particularly members and associates of rival crews; (2) safeguard and protect their members and their turf and base

of operations, which were centered in the area of the 800 to 1100 blocks of 21st Street, N.E., Washington, D.C., within which area the crew engaged in illegal activities including the distribution of narcotics; and (3) hinder and prevent efforts by law enforcement to investigate, arrest and prosecute, for their illegal activities, members and associates of 21st and Vietnam.

Manner and Means

The ways, manner, and means by which members of 21st and Vietnam, to include defendants Kevin Charles, also known as "K Weezy," Johnnie Harris, also known as James Harris, also known as "JR," Anthony Hatton, also known as "Tony," Stanley Moghalu, also known as "Smoke," Jekwan Smith, also known as "Kwan," and Delrico Shuford, also known as "Reds," also known as "Rico," and other persons whose identities are known and unknown to the Grand Jury, acted in order to safeguard and protect the members and their turf and base of operations, which were centered in the area of the 800 to 1100 blocks of 21st Street, N.E., Washington, D.C., from rival crews and law enforcement include but are not limited to:

1. Members and associates of 21st and Vietnam promoted and enhanced their status within the crew by committing acts of violence, to include assaults and murders.
2. Members and associates of 21st and Vietnam engaged in acts of violence against rival crews and their associates and persons whose interests were determined to be contrary to the interests of 21st and Vietnam.
3. Members and associates of 21st and Vietnam often possessed and carried firearms and also shared the possession of firearms.

4. Members and associates of 21st and Vietnam often stored, secreted and kept firearms in residences and places not belonging to them so that they would be readily available for their members and associates to use and also to protect against the seizure of their firearms by law enforcement.

5. Members of 21st and Vietnam obstructed justice in order to prevent the arrest, successful prosecution, and incarceration of its members by:

a. Using intimidation, threats, and violence to dissuade others from cooperating with law enforcement;

b. Corruptly persuading, encouraging, and soliciting others to provide false testimony in official proceedings;

c. Retaliating against anyone believed to be assisting law enforcement officials in the investigation into and prosecution of members and associates of 21st and Vietnam;

d. Warning members and associates that they were being investigated by law enforcement and that criminal charges were likely to be placed against them.

6. Members of 21st and Vietnam possessed, distributed and facilitated the sale of narcotics by each other to the exclusion of other persons in the area centered around the 800 to 1100 blocks of 21st Street, N.E., Washington, D.C.

Overt Acts

In furtherance of the conspiracy, and in order to affect the object thereof, members and associates of 21st and Vietnam, to include defendants Kevin Charles, also known as “K Weezy,” Johnnie Harris, also known as James Harris, also known as “JR,” Anthony Hatton, also known as “Tony,” Stanley Moghalu, also known as “Smoke,” Jekwan Smith, also known as “Kwan,” and Delrico Shuford, also known as “Reds,” also known as “Rico,” and other persons whose identities

are both known and unknown to the Grand Jury, alone and in various combinations, in the District of Columbia and elsewhere, directly and indirectly, committed overt acts including, but not limited to, the following:

1. On or about June 18, 2011, Stanley Moghalu, also known as "Smoke," possessed a firearm.

2. In or about August 2011, within the District of Columbia, Anthony Hatton, also known as "Tony," fired gunshots at Ed Thomas, whom he believed to be a member of E Street, a rival crew.

3. On or about August 29, 2011, within the District of Columbia, Delrico Shuford, also known as "Reds," also known as "Rico," requested Anthony Hatton, also known as "Tony," to help confront members of E Street, a rival crew.

4. On or about August 29, 2011, within the District of Columbia, Anthony Hatton, also known as "Tony," armed himself with a firearm in response to the request referred to in overt act 3, above.

5. On or about August 29, 2011, within the District of Columbia, Anthony Hatton, also known as "Tony," and Delrico Shuford, also known as "Reds," also known as "Rico," shot and killed Tyrell Fogle, believed to be a member of E Street, a rival crew.

6. On or about September 24, 2011, Jekwan Smith, also known as "Kwan," Johnnie Harris, also known as James Harris, also known as "JR," and other persons whose identities are known and unknown to the grand jury, shot and killed Isaiah Sheffield, believed to be a member or associate of E Street, a rival crew.

7. On or about December 2, 2011, Kevin Charles, also known as "K Weezy," Johnnie Harris, also known as James Harris, also known as "JR," and other persons whose identities are known and unknown to the grand jury, discussed shooting Steven Moore.

8. On or about December 3, 2011, Johnnie Harris, also known as James Harris, also known as "JR," Stanley Moghalu, also known as "Smoke," and other persons whose identities are known and unknown to the grand jury, shot and killed Steven Moore.

9. On or about March 8, 2012, Johnnie Harris, also known as James Harris, also known as "JR," recorded a conversation he had with his attorney and Assistant United States Attorneys regarding the ongoing investigation of members and associates of 21st and Vietnam so that he could warn members and associates they were being investigated and that they were likely to be charged with criminal offenses.

10. Between in or about March 2012 and in or about April 2012, Johnnie Harris, also known as James Harris, also known as "JR," attempted to play the recorded conversation described in overt act 9, above, for the benefit of other members and associates of 21st and Vietnam.

11. Between in or about June 2011 and in or about May 2012, Kevin Charles, also known as "K Weezy," Johnnie Harris, also known as James Harris, also known as "JR," Anthony Hatton, also known as "Tony," Stanley Moghalu, also known as "Smoke," Jekwan Smith, also known as "Kwan," and Delrico Shuford, also known as "Reds," also known as "Rico," distributed narcotics, primarily crack cocaine and marijuana, within the area of the 800 to 1100 blocks of 21st Street, N.E., Washington, D.C.

(Conspiracy to Commit a Crime of Violence, in violation of 22 D.C. Code, Section 1805(a) (2001 ed.))

SECOND COUNT:

On or about June 18, 2011, within the District of Columbia, Stanley Moghalu, also known as "Smoke," previously having been convicted in any court of a crime punishable by imprisonment for a term exceeding one year, owned, kept and had within his control, a firearm. (Unlawful Possession of a Firearm, in violation of 22 D.C. Code Section 4503(a)(1) (2001 ed.))

THIRD COUNT:

On or about June 18, 2011, within the District of Columbia, Stanley Moghalu, also known as "Smoke," previously having been convicted of a felony or a violation of this section, did carry, openly and concealed on or about his person, in a place other than his dwelling place, place of business or on other land possessed by him, a pistol, without a license issued pursuant to law. (Carrying a Pistol Without a License (Outside Home or Place of Business), in violation of 22 D.C. Code, Section 4504(a) (2001 ed.))

FOURTH COUNT:

In or about August 2011, within the District of Columbia, Anthony Hatton, also known as "Tony," while armed with a firearm, assaulted Ed Thomas with intent to kill. (Assault With Intent to Kill While Armed, in violation of 22 D.C. Code, Sections 401, 4502 (2001 ed.))

FIFTH COUNT:

In or about August 2011, within the District of Columbia, Anthony Hatton, also known as "Tony," did possess a firearm while committing the crime of assault with intent to kill as set forth in the fourth count of this indictment. (Possession Of a Firearm During Crime Of Violence Or Dangerous Offense, in violation of 22 D.C. Code, Section 4504(b) (2001 ed.))

SIXTH COUNT:

In or about August 2011, within the District of Columbia, Anthony Hatton, also known as "Tony," did carry, openly and concealed on or about his person, in a place other than his dwelling place, place of business or on other land possessed by him, a pistol, without a license issued pursuant to law. (Carrying a Pistol Without a License (Outside Home or Place of Business), in violation of 22 D.C. Code, Section 4504(a) (2001 ed.))

SEVENTH COUNT:

Anthony Hatton, also known as "Tony," and Delrico Shuford, also known as "Reds," also known as "Rico," within the District of Columbia, while armed with a firearm, purposely and with deliberate and premeditated malice, killed Tyrell Fogle by shooting him with a firearm, on or about August 29, 2011, thereby causing injuries from which Tyrell Fogle died on or about August 29, 2011. (First Degree Murder While Armed (Premeditated), in violation of 22 D.C. Code, Sections 2101, 4502 (2001 ed.))

EIGHTH COUNT:

On or about August 29, 2011, within the District of Columbia, Anthony Hatton, also known as "Tony," and Delrico Shuford, also known as "Reds," also known as "Rico," did possess a firearm while committing the crime of first degree murder while armed as set forth in the seventh count of this indictment. (Possession Of a Firearm During Crime Of Violence Or Dangerous Offense, in violation of 22 D.C. Code, Section 4504(b) (2001 ed.))

NINTH COUNT:

On or about August 29, 2011, within the District of Columbia, Delrico Shuford, also known as "Reds," also known as "Rico," previously having been convicted in any court of a crime punishable by imprisonment for a term exceeding one year, owned, kept and had within his control, a firearm. (Unlawful Possession of a Firearm, in violation of 22 D.C. Code Section 4503(a)(1) (2001 ed.))

TENTH COUNT:

On or about August 29, 2011, within the District of Columbia, Delrico Shuford, also known as "Reds," also known as "Rico," previously having been convicted of a felony or a violation of this section, did carry, openly and concealed on or about his person, in a place other than his dwelling place, place of business or on other land possessed by him, a pistol, without a license issued pursuant to law. (Carrying a Pistol Without a License (Outside Home or Place of Business), in violation of 22 D.C. Code, Section 4504(a) (2001 ed.))

ELEVENTH COUNT:

On or about August 29, 2011, within the District of Columbia, Anthony Hatton, also known as "Tony," did carry, openly and concealed on or about his person, in a place other than his dwelling place, place of business or on other land possessed by him, a pistol, without a license issued pursuant to law. (Carrying a Pistol Without a License (Outside Home or Place of Business), in violation of 22 D.C. Code, Section 4504(a) (2001 ed.))

TWELFTH COUNT:

Jekwan Smith, also known as "Kwan," Johnnie Harris, also known as James Harris, also known as "JR," and other persons whose identities are known and unknown to the grand jury, within the District of Columbia, while armed with a firearm, purposely and with deliberate and premeditated malice, killed Isaiah Sheffield by shooting him with a firearm, on or about September 24, 2011, thereby causing injuries from which Isaiah Sheffield died on or about September 24, 2011. (First Degree Murder While Armed (Premeditated), in violation of 22 D.C. Code, Sections 2101, 4502 (2001 ed.))

THIRTEENTH COUNT:

On or about September 24, 2011, within the District of Columbia, Jekwan Smith, also known as "Kwan," and Johnnie Harris, also known as James Harris, also known as "JR," did possess a firearm while committing the crime of first degree murder while armed as set forth in the twelfth count of this indictment. (Possession Of a Firearm During Crime Of Violence Or Dangerous Offense, in violation of 22 D.C. Code, Section 4504(b) (2001 ed.))

FOURTEENTH COUNT:

On or about September 24, 2011, within the District of Columbia, Jekwan Smith, also known as "Kwan," and Johnnie Harris, also known as James Harris, also known as "JR," previously having been convicted in any court of a crime punishable by imprisonment for a term exceeding one year, owned, kept and had within his control, a firearm. (Unlawful Possession of a Firearm, in violation of 22 D.C. Code Section 4503(a)(1) (2001 ed.))

FIFTEENTH COUNT:

On or about September 24, 2011, within the District of Columbia, Jekwan Smith, also known as "Kwan," and Johnnie Harris, also known as James Harris, also known as "JR," previously having been convicted of a felony or a violation of this section, did carry, openly and concealed on or about his person, in a place other than his dwelling place, place of business or on other land possessed by him, a pistol, without a license issued pursuant to law. (Carrying a Pistol Without a License (Outside Home or Place of Business), in violation of 22 D.C. Code, Section 4504(a) (2001 ed.))

SIXTEENTH COUNT:

Kevin Charles, also known as "K Weezy," Johnnie Harris, also known as James Harris, also known as "JR," Stanley Moghalu, also known as "Smoke," and others persons whose identities are known and unknown to the grand jury, within the District of Columbia, while armed with a firearm, purposely and with deliberate and premeditated malice, killed Steven Moore by shooting him with a firearm, on or about December 3, 2011, thereby causing injuries from which Steven Moore died on or about December 3, 2011. (First Degree Murder While Armed (Premeditated), in violation of 22 D.C. Code, Sections 2101, 4502 (2001 ed.))

The Grand Jury Further Charges:

At the time of the murder set forth in the sixteenth count of the indictment, the following aggravating circumstance existed: the murder was committed because Steven Moore was capable of providing assistance in a criminal investigation or judicial proceeding. (First Degree Murder While Armed (Premeditated) With Aggravating Circumstances, in violation of 22 D.C. Code, Sections 2101, 2104.01(b)(9), 4502 (2001 ed.))

SEVENTEENTH COUNT:

On or about December 3, 2011, within the District of Columbia, Kevin Charles, also known as "K Weezy," Johnnie Harris, also known as James Harris, also known as "JR," Stanley Moghalu, also known as "Smoke," and others whose identities are known and unknown to the grand jury, did corruptly and by threats of force, obstruct, impede, or endeavor to obstruct and impede the due administration of justice in an official proceeding. (Obstructing Justice, in violation of 22 D.C. Code, Section 722(a)(6) (2001 ed.))

EIGHTEENTH COUNT:

On or about December 3, 2011, within the District of Columbia, Johnnie Harris, also known as James Harris, also known as "JR," and Stanley Moghalu, also known as "Smoke," did possess a firearm while committing the crime of first degree murder while armed with aggravating circumstances as set forth in the sixteenth count of this indictment. (Possession Of a Firearm During Crime Of Violence Or Dangerous Offense, in violation of 22 D.C. Code, Section 4504(b) (2001 ed.))

NINETEENTH COUNT:

On or about December 3, 2011, within the District of Columbia, Johnnie Harris, also known as James Harris, also known as "JR," and Stanley Moghalu, also known as "Smoke," previously having been convicted in any court of a crime punishable by imprisonment for a term exceeding one year, owned, kept and had within his control, a firearm. (Unlawful Possession of a Firearm, in violation of 22 D.C. Code Section 4503(a)(1) (2001 ed.))

TWENTIETH COUNT:

On or about December 3, 2011, within the District of Columbia, Johnnie Harris, also known as James Harris, also known as "JR," and Stanley Moghalu, also known as "Smoke," previously having been convicted of a felony or a violation of this section, did carry, openly and concealed on or about his person, in a place other than his dwelling place, place of business or on other land possessed by him, a pistol, without a license issued pursuant to law. (Carrying a Pistol Without a License (Outside Home or Place of Business), in violation of 22 D.C. Code, Section 4504(a) (2001 ed.))

TWENTY FIRST COUNT:

On or about December 3, 2011, within the District of Columbia, Stanley Moghalu, also known as "Smoke," previously having been released pursuant to the provisions of Title 23 of the District of Columbia Code in Superior Court Case Number 2011-CF2-11408, committed while so released the crime of first degree murder while armed, a felony, as set forth in the sixteenth count of this indictment. (Offenses Committed During Release, in violation of 23 D.C. Code, Section 1328(a)(1)).

TWENTY SECOND COUNT:

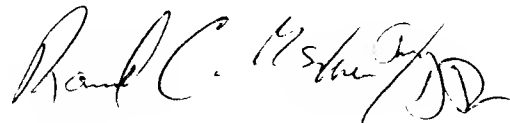
Between in or about March 2012 and in or about April 2012, within the District of Columbia, Johnnie Harris, also known as James Harris, also known as "JR," did corruptly and by threats of force, obstruct, impede, or endeavor to obstruct and impede the due administration of justice in an official proceeding. (Obstructing Justice, in violation of 22 D.C. Code, Section 722(a)(6) (2001 ed.))

TWENTY THIRD COUNT:

On or about May 9, 2012, within the District of Columbia, Kevin Charles, also known as "K Weezy," did possess a certain pistol, without being the holder of a valid registration certificate. (Possession Of Unregistered Firearm, in violation of 7 D.C. Code, Section 2502.01(a) (2001 ed.))

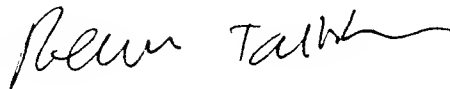
TWENTY FOURTH COUNT:

On or about May 9, 2012, within the District of Columbia, Kevin Charles, also known as "K Weezy," did possess ammunition without being the holder of a valid registration certificate for a firearm. (Unlawful Possession Of Ammunition, in violation of 7 D.C. Code, Section 2506.01(3) (2001 ed.))



RONALD C. MACHEN JR.
United States Attorney
in and for the District of Columbia

A TRUE BILL:



Foreperson